FITZGERALD, ABBOTT 6 BEARDSLEY LLP

ATTORNEYS AT LAW

1221 BROADWAY, 21ST FLOOR

OAKLAND. CALIFORNIA 94612-1837

TELEPHONE: (510) 451-3300

PLEASE REPLY TO:

P. 0. Box 12867

OAKLAND. CALIFORNIA 94604-2867

March 12, 2001

Hon. Robert Pernell, Presiding Member and Hon. Michal C. Moore, Ph.D., Associate Member Nueva Azalea Project Siting Committee California Energy Commission 1516 9" Street Sacramento, California 95814

Re: Nueva Azalea Powerplant Project (00 AFC-03)

Dear Commissioners Pernell and Moore:

Em-One Power Station LLC, the Applicant for the above-referenced AFC, is requesting that the Siting Committee suspend the AFC schedule for a period of up to six months. As you may know, the City of South Gate recently held an advisory referendum (Measure A) concerning the City residents' desire to have a powerplant sited within the City. That measure was defeated.

Taking into account the results of the advisory referendum, together with the company's plans and objectives, a suspension of the AFC schedule for up to six months is requested so that the Applicant can consider its options for a successful siting of the Nueva Azalea project.

During the period of suspension, the Applicant does not expect staff to continue its assessment of the project and requests that all other aspects of the site certification process (such as data requests and responses) be stayed. I have already informally communicated these intentions to the Hearing Officer, CEC staff, and representatives of each of the intervenors.

Commissioners Pernell and Moore March 12, 2001 Page 2

The Applicant will keep the Committee and CEC staff apprised of any significant developments during the period of suspension. As a fallback, I suggest that a Status Conference be scheduled for a few weeks before the end of the six-month suspension period. Thank you.

Very truly yours,

Original signed by Barry H. Epstein

cc: Service List (00-AFC-03)
Susan Gefter
Bob Therkelsen
Roger Johnson
James Reede
Jeff Ogata